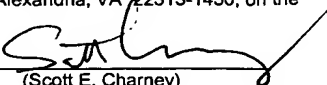


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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.
Date: October 20, 2005 Signature: 
(Scott E. Charney)

Docket No.: EDRICH 3.0-004
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Edoga et al.

Application No.: 10/690,291

Group Art Unit: 3739

Filed: October 21, 2003

Examiner: Kenneth C. Williams

For: SURGICAL INSTRUMENT POSITIONING
SYSTEM AND METHOD OF USE

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Office Action mailed September 20, 2005, setting forth a Restriction Requirement in the above-identified application. In the Office Action, the Examiner required restriction to one of the following inventions under 35 U.S.C. §121:

I. Claims 1-32 and 36-47, drawn to a positioning system for use during surgical procedures, classified in class 600, subclass 227.

II. Claims 33-35, drawn to a method of securing a surgical instrument, classified in class 128, subclass 898.

In response, Applicants hereby elect the invention of Group I, corresponding to claims 1-32 and 36-47. Applicants reserve the right to file one or more continuation applications corresponding to the non-elected claims.

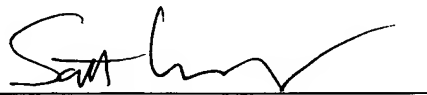
Application No.: 10/690,291

Docket No.: EDRICH 3.0-004

In the event any fee is due in connection with the present response, the Examiner is authorized to charge Applicant's Deposit Account No. 12-1095 therefor.

Dated: October 20, 2005

Respectfully submitted,

By 

Scott E. Charney

Registration No.: 51,548

LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicants

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